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In re Application of  
Chung-Yih Wang et al  
Application No. 10/614,151  
Filed: July 8, 2003  
Attorney Docket No. 33080/US/2

: **OFFICE OF PETITIONS**  
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ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed November 19, 2007, to revive the above-identified application.


The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the non-final Office action mailed May 16, 2007, which set a shortened statutory period for reply of three (3) months. No extension of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, the above-identified application became abandoned on August 17, 2007.

An extension of time under 37 CFR 1.136 must be filed prior to the expiration of the maximum extendable period for reply. See In re Application of S., 8 USPQ2d 1630, 1631 (Comm'r Pats. 1988). Accordingly, since the \$1050 extension of time submitted with the petition on November 19, 2007 was subsequent to the maximum extendable period for reply, this fee is unnecessary and will be credit to petitioner's deposit account.

Telephone inquiries concerning this decision should be directed to Irvin Dingle at (571) 272-3210.

This matter is being referred to Technology Center AU 2146 for further processing.

  
Irvin Dingle  
Petitions Examiner  
Office of Petitions